



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

Issued by the Department of Transportation on August 16, 1999

NOTICE OF ACTION TAKEN -- DOCKET OST-99-5544

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Applicant: **Air Jamaica Limited**

Date Filed: April 15, 1999, as supplemented

Relief requested: Exemption from 49 U.S.C. § 41301 to engage in scheduled foreign air transportation of persons, property and mail between the coterminal points Barbados, Grenada and St. Lucia on the one hand, and the terminal point New York, New York on the other.

If renewal, date and citation of last action: New authority ¹

Applicant representative: George U. Carneal (202) 637-6546

Responsive pleadings: None filed

DISPOSITION

Action: Approved

Action date: August 16, 1999

Effective dates of authority granted: August 16, 1999-August 16, 2000

Basis for approval (bilateral agreement/reciprocity): Reciprocity with Jamaica. In addition, Air Jamaica has been designated by the Government of Barbados under the Air Services Agreement between the United States and Barbados, dated April 8, 1982; by the Government of Grenada under the U.S.-U.K. Air Services Agreement dated February 11, 1948, as amended (Bermuda I) to which Grenada acceded on February 7, 1974; and by the Government of St. Lucia under the U.S.-U.K Air Services Agreement dated July 29, 1977, as amended (Bermuda II) to which St. Lucia acceded on February 22, 1979.

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated:

X Standard exemption conditions (attached) and Air Jamaica's foreign air carrier permit (Order 89-3-74)

Special conditions/Partial grant/Denial basis/Remarks: The authorities at issue here will make possible the use of bilateral rights for Barbados, Grenada and St. Lucia, each of which has designated Air Jamaica to conduct the services.

**Action taken by: Paul L. Gretch, Director
Office of International Aviation**

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) the applicant was qualified to perform the proposed operations; (2) immediate action was required and was consistent with Department policy; (3) grant of the authority was consistent with the public interest; and (4) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted/deferred/dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR § 385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:
http://dms.dot.gov/reports/reports_aviation.asp*

¹ We had previously awarded Air Jamaica Barbados authority comparable to that being sought here. See Order 96-11-30. That authority subsequently expired by its own terms.